

AGENDA
FORSYTH COUNTY BOARD OF COMMISSIONERS
THURSDAY, FEBRUARY 6, 2025 AT 5:00 PM
110 EAST MAIN STREET, SUITE 220
CUMMING, GEORGIA 30040

I. Call Meeting to Order

II. Invocation and Pledge of Allegiance

III. Adoption of Agenda

IV. Announcements and Reports

- (1) Board presentation of a Resolution recognizing Anna Lyle - Levent / John

V. Public Comments

VI. Adoption of Minutes

- (1) Regular Meeting / Public Hearings of January 23, 2025
- (2) Work Session and Executive Session of January 28, 2025
- (3) Offsite Special Called Meeting ("Board Retreat") of Thursday, January 30 and Friday, January 31, 2025

VII. Consent Agenda

- (1) Board adoption of a Resolution recognizing Anna Lyle - Levent / John
- (2) Board authorization to accept the award of the State of Georgia Fiscal Year 2025 Local Maintenance & Improvement Grant (LMIG) in the amount of \$3,130,330.18 with a required match of \$939,099.05, with approval of a Budget Resolution - Director, Department of Engineering
- (3) Board amendment to something previously adopted: At the Board of Commissioners January 23, 2025 Consent Agenda, the Board adopted the following: (i) Board consideration and approval of Task Order 1 Proposal 15243 with Premier Tree Solutions in the amount of \$76,972.50 to perform tree cutting and removal services to support the Sanitary Sewer Residential Easement Clearing Program (22-025-3300) - Deputy Director, Department of Water and Sewer; and (ii) Board consideration and approval of Task Order 2 Proposal 15343 with Premier Tree Solutions in the amount of \$84,150.00 to perform tree cutting and removal services to support the Sanitary Sewer Residential Easement Clearing Program (22-025-3300). The references to Bid Number 22-025-3300 for both agenda items contained typographical errors. Both should have read 22-028-3300. The Clerk is

hereby authorized to insert a manual “**” to the January 23, 2025 minutes for both agenda items cross-referencing back to this Consent Agenda to explain the correct bid number – County Attorney

- (4) Board ratification of the following items that were discussed and voted on at the Work Session held on January 28, 2025 (as anticipated by Board Rule 1.07.01):
 - (A) Board approval of revisions to Forsyth County Employee Handbook Policy 5 - Recruitment - Director, Department of Employment Services
 - (B) Board authorization for staff to declare a presented list of items as surplus with authorization for the Department of Procurement to dispose of accordingly - Director, Department of Procurement
 - (C) Board approval to award Bid 25-24-5211 to Tri Scapes, LLC for Landscaping, Ground Maintenance, and Detention Pond Clearing Services in the amount of \$301,048.00 for the Department of Parks and Recreation with approval of the associated General Services Agreement - Deputy Director, Department of Parks and Recreation
 - (D) Board approval to award Quote 25-06-1500 to Lanier Tire & Wheel, Inc. for the Removal and Disposal of Scrap Tires for the Departments of Fire and Solid Waste and Recycling with approval of the associated General Services Agreement - Manager of Environmental Programs, Department of Solid Waste and Recycling
 - (E) Board approval to enter into a Subscription Services Agreement with Clarion Events, Inc. as a Sole Source provider for a Fire Engineering Training Software Solution in the amount of \$19,155.00 for the Fire Department - Fire Chief, Fire Department
 - (F) Board approval to award Quote 25-15-3180 to IIA Lifting Service, Inc. for the Inspection and Testing of Lift Equipment for the Department of Fleet Services with approval of the associated General Services Agreement – Director, Department of Fleet Services
 - (G) Board approval to submit final reporting and close the Georgia Emergency Management and Homeland Security Agency (GEMA/Homeland Security) Fiscal Year (FY) 2023 Local Emergency Management Performance Grant (EMPG) - Director, Emergency Management Agency
 - (H) Board authorization to apply for the Georgia Emergency Management and Homeland Security Agency (GEMA/Homeland Security) Fiscal Year (FY) 2024 Local Emergency Management Performance Grant (EMPG) in the amount of \$50,000.00 with a required match of \$50,000.00 – Director, Emergency Management
 - (I) Board approval to award Quote 25-29-1620 to Think Green Lawn Service, LLC for Weed Control and Lawn Fertilization Services in the amount of

\$8,680.00 for the Department of Public Facilities with approval of the associated General Services Agreement - Director, Department of Public Facilities

- (J) Board approval to award Quote 25-18-1620 to Cliff's Fire Extinguisher Co., Inc. for the Inspections, Testing, and Maintenance for Fire Extinguisher, FM200 and Range hoods for the Department of Public Facilities with approval of the associated General Services Agreement – Director, Department of Public Facilities
- (K) Board approval of a ROW Agreement between Forsyth County and the Georgia Department of Transportation for the Pilgrim Mill Multi-Use Trail (PI 00016975) in the amount of \$2,057,760.00 with a local match of \$582,240.00 - Transportation Project Manager, Capital Projects
- (L) Board approval of a Construction Agreement with the Georgia Department of Transportation (GDOT) for the McGinnis Ferry Road Widening Project Phase I Douglas Road to Hospital Parkway (PI No. 0004634/PEW06) in the amount of \$20,000,000.00 with a County obligation of \$30,000.00 for GDOT Construction Oversight – Transportation Project Manager, Capital Projects
- (M) Board approval to award Bid 24-43-1514 to CMES, Inc. for the McGinnis Ferry Road Widening Project Phase 1 Douglas Road to Hospital Parkway in the amount of \$42,408,641.35 for the Department of Capital Projects with approval of the associated Road Construction Services Agreement - Director, Department of Capital Projects
- (N) Board approval of a FY 2025 Annual Non-Profit Services Agreement between Bald Ridge Lodge, Inc. and Forsyth County - Director, Finance Department
- (O) Board approval of a FY 2025 Annual Non-Profit Services Agreement between Jesse's House and Forsyth County - Director, Finance Department
- (P) Board approval of a FY 2025 Annual Non-Profit Services Agreement between The Children's Center for Hope and Healing Inc. and Forsyth County - Director, Finance Department
- (Q) Board approval of a FY 2025 Annual Non-Profit Services Agreement between CASA of Forsyth, Inc. and Forsyth County - Director, Finance Department
- (R) Board approval of a FY 2025 Annual Non-Profit Services Agreement between Forsyth County Family Haven Incorporated and Forsyth County - Director, Finance Department
- (S) Board approval of a FY 2025 Annual Non-Profit Services Agreement between The Forsyth County Division of Family Services and Forsyth County - Director, Finance Department

- (T) Board approval of a FY 2025 Annual Non-Profit Services Agreement between Thrive Together A Center for Family Services Inc. and Forsyth County - Director, Finance Department
 - (U) Board approval of FY 2025 UGA Extension Agreement - Director, Finance Department
 - (V) Board authorization for staff to commence the Public Hearing process regarding amendments to the Forsyth County Comprehensive Plan related to appropriate zoning classifications within the Etowah Character Area and the Matt Community Node boundary - Hill /John
 - (W) Board authorization for staff to commence with the Public Hearing process for a proposed amendment to Forsyth County Ordinance 78, Speed Zone Ordinance, to otherwise ratify Ordinance 78, and other purposes (List #117-07-2020) - Director, Department of Engineering
 - (X) Board authorization for staff to commence the Public Hearing process regarding a proposed Ordinance to provide for the prohibition of engine or "Jake" braking within the County - County Attorney / Director, Department of Engineering
 - (Y) Board approval of a Resolution Authorizing County staff, legal, and other related County parties to take all necessary steps to cause General Obligation Sales Tax Bonds to be issued – County Attorney
 - (Z) Board direction to staff to not “opt-out” regarding constitutional amendment (HR 1022 (2024)) and outlined in HB 581 - County Attorney / Chief Financial Officer
- (5) Board adoption of a Resolution authorizing Affidavit concerning the Executive Session of January 28, 2025 - County Manager

VIII. Public Hearings

- (1) Public Hearing and possible vote regarding the County-Initiated request to rezone from Restricted Industrial District (M1) to Commercial Business District (CBD) on 9.94 acres with Conditional Use Permits (CUPs) to build a 32,505 sq. ft. new and used vehicle sales dealership, wholesale trade establishment and minor automobile service establishment with 36 parking spaces, to operate an open storage yard with 50 parking spaces and a 2,800 sq. ft. closed loop wash system with a variance to: 1. Increase the percentage of vehicles, equipment, and merchandise visible along the road frontage from 30% to 100% (UDC 12-10.9); 2. Reduce the required number of parking spaces from 109 to 36 (UDC Table 17.1); 3. Reduce the required paved surface for the display of used vehicles from 1 acre to 0.2 acres (UDC 16-4.37(G)(1)) - Parcel 192-186 - ZA4217 - District 1 - Director, Department of Planning and Community Development

- (2) Public Hearing and possible vote regarding the approval of a Sketch Plat for KeKaa Holdings, LLC with the following variance to: 1. Reduce the zoning buffer along the western property boundary adjacent to the existing access drive only from 40 ft. to 0 ft. (UDC Table 12.2) - Parcel 076-027 - SP240019 - District 1 - Director, Department of Planning and Community Development
- (3) Public Hearing and possible vote regarding the request for an appeal of the Zoning Board of Appeals' decision on VA240037 by Richard Epps. The rear setback variance request was denied on October 1, 2024 – Parcel 180-351 (1151 Settles Rd, Suwanee, GA, 30024) – AV240004 – District 2 – Director, Department of Planning and Community Development
- (4) Public Hearing and possible vote regarding the request for an Amendment of Zoning Conditions on ZA4026 (Nagesh Chilakapati) by Smile Pop Pediatric Dentistry, P.C. - Parcels 059-004, 059-532, 059-531 and 059-003 - AZ240048 - District 3 - Director, Department of Planning and Community Development
- (5) Public Hearing and possible vote regarding the request for a variance to UDC Table 11.2(a) by Rebecca Ohde – Parcel 269-270 (5490 Parks Rd, Cumming, GA, 30041) – VA240060 – District 4 – Director, Department of Planning and Community Development
- (6) Public Hearing and possible vote regarding the request for an Amendment of Zoning Conditions on CP200023 (Winston's Removal & Landscaping LLC) by Winston's Outdoor Contractors, LLC with a variance to: 1. Remove the standard dust-free pavement requirement to allow for a gravel parking area (UDC 17-5.3) - Parcel 256-034 - AZ240045 - District 4 - Director, Department of Planning and Community Development
- (7) Public Hearing and possible vote regarding the request for an Amendment of Zoning Conditions on ZA2758 (I.S.I. Commercial, LLC) by Rickey Neal Davis - Parcel 233-303 - AZ240047 - District 4 - Director, Department of Planning and Community Development

IX. Public Comments

X. Old Business

- (1) Board discussion on the process used on the creation of Resolutions, engagement of staff lobbying on behalf of BOC, and changing/creating policy without BOC direction - Mills / Levent
(Postponed from the November 21, 2024 and January 23, 2025 Agendas)
- (2) Board discussion regarding the City of Cumming's Resolution sent to the County, signed November 6th - Levent / Mills
(Postponed from the December 5, 2024 and January 23, 2025 Agendas)
- (3) Board discussion and possible direction regarding Meeting Room location for Work Sessions - Levent / Mills
(Postponed from the December 5, 2024 and January 23, 2025 Agendas)

- (4) Board discussion and possible direction the 2024/2025 County/Chamber of Commerce Funding Agreement - Mills / Levent
(Postponed from the December 5, 2024 and January 23, 2025 Agendas)
- (5) Board discussion and possible direction regarding emails and digital communications from constituents to Board members - Mills / Levent
(Postponed from the December 5, 2024 and January 23, 2025 Agendas)
- (6) Board reappointment of Joanne Tolleson to the Development Authority for a term to begin effective immediately and expire on December 6, 2028 - District 3 - County Manager
(Postponed from the January 9, 2025 Agenda)
- (7) Board appointment / reappointment of the Adult Resident to serve on the Animal Control Board for a term to begin effective immediately and expire on December 31, 2026 - County Manager
(Postponed from the January 9, 2025 Agenda)
- (8) Board appointment / reappointment of District 5 Representative to serve on the Public Facilities Authority for a term to begin effective immediately and expire on December 31, 2028 - County Manager
(Postponed from the January 9, 2025 Agenda)

XI. New Business

- (1) Board consideration of the request by Rushyendra Suryadevara for a Public Hearing regarding an appeal of the Zoning Board of Appeals' decision on VA240058. The variance was denied on January 7, 2025 – AV250001 – District 3 – Director, Department of Planning and Community Development

XII. Recess Regular Meeting

XIII. Executive Session (if needed)

XIV. Adjournment